

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

July 14, 2006

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

Island of Hawaii

Amend Prior Board Action – Department of Transportation Request for  
Governor's Executive Order to Set Aside Government Lands at Puako Bay, South  
Kohala, Hawaii, Being the Puako Boat Launching Ramp – Tax Map Keys: 3<sup>rd</sup>/ 6-  
9-01: Por. of 01 and 6-9-02: 20

APPLICANT:

Department of Land and Natural Resources, Division of Boating and Ocean Recreation.

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of Government lands of Puako situated at Puako, South Kohala, Hawaii,  
identified by Tax Map Key: 3<sup>rd</sup>/ 6-9-01: Por. of 01 and 6-9-02: 20, as shown on  
the attached map labeled Exhibit A.

AREA:

Fast Lands	4.773 acres, more or less.
Submerged Lands	4.197 acres, more or less.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: NO

PURPOSE:

Public boat launching ramp and related purposes.

REMARKS:

The Puako Boat Ramp was constructed sometime in the late 60s or early 70s. On November 18, 1966, the Board granted the Department of Transportation a right-of-entry for the construction of the boat ramp. On August 27, 1976, the Board granted another right-of-entry for the construction of an additional trailer parking and striping of parking stalls. The issuance of an Executive Order was significantly delayed to complications involving the subdivision of the site.

In February 1988, the Board approved CDUA-HA-2085, permitting the subdivision of the site including a submerged land area together with the construction of a new off-shore loading dock area. Shortly thereafter, final subdivision approval was received from the County of Hawaii on July 28, 1988. To expedite the process and avoid additional subdivision delays, the boat ramp parcel included the ramp, parking area, the paved access road, a portion of the shoreline area south of the project and a portion of submerged lands labeled as Part 2 on the attached Exhibit B.

Finally, on October 27, 1989, the Board of Land and Natural Resources, under Agenda Item D-4 (Exhibit C), approved the set aside of the subject area to the Department of Transportation for the Puako Boat Launching Ramp. Staff attempted to complete the EO, however the Department of the Attorney General requested that we amend the prior approval by reflecting Act 272 and a change from the Department of Transportation to the Department of Land and Natural Resources, Division of Boating and Ocean Recreation. Staff would also like to change the description of the purpose to the intended use and not a specific name of the facility, i.e. "Boat ramp, loading dock, recreation, parking and related purposes".

RECOMMENDATION:

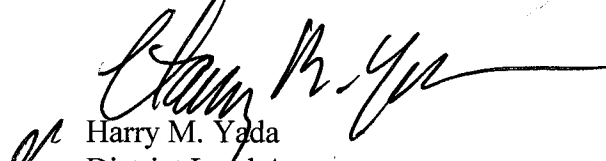
That the Board-amend its prior action of October 27, 1989, under Agenda Item F-4, by:

1. Replacing all references to the Department of Transportation with the Department of Land and Natural Resources, Division of Boating and Ocean Recreation;
2. Specifying the purpose of the Governor's Executive Order as being, "Boat ramp, loading dock, recreation, parking and related purposes";
3. Clarifying that the Governor's Executive Order shall include the submerged land area labeled as Part 2 on attached Exhibit B; and

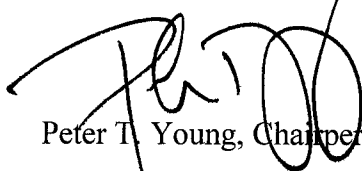
July 14, 2006

4. The review and approval of the Department of the Attorney General.

Respectfully Submitted,

  
Harry M. Yada  
District Land Agent

APPROVED FOR SUBMITTAL:

  
Peter T. Young, Chairperson

# EXHIBIT A

Parcels Dropped at Hot Shivers: 4, 11  
Parcels Dropped: 10, 6, 14, 13, 10, 8, 3, 12  
22.

NOTES: Parcels 7, 18, 19, 22, 23 arrived by  
American Tr. Co. March 27. 34.  
arrived otherwise noted.

THIRD DIVISION		
ZONE	SEC.	PLAT
6	9	01
CONTAINING		PARCEL'S
SCALE		AS NOTED

CHANGE SHEET  
DATE TO CHANGE

DATE \_\_\_\_\_

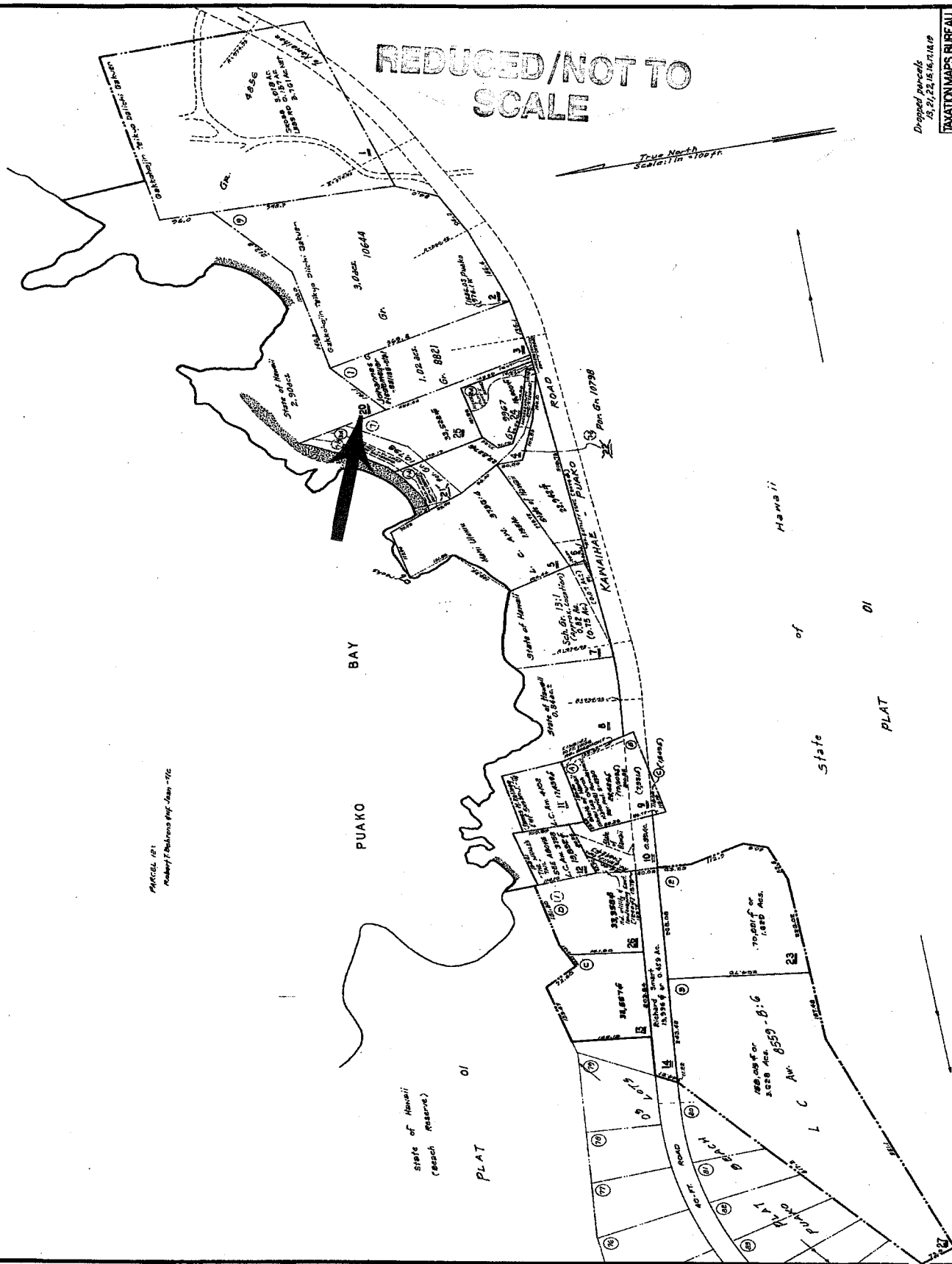
ANAEHOOMALU - LALAMILO, 5.1 KOHALA, HAWAII.

REDUCED/NOT TO  
SCALE

Dropped parcels  
13, 21, 22, 15, 16, 17, 18, 19

TAXATION MAPS BUREAU Territory of Hawaii			
THIRD	DIVISION	ZONE	SEC. PLAT
6	9	02	
CONTAINING PARCELS			SCALE: 1 IN. = 100 FT.

SUBJECT TO CHANGE

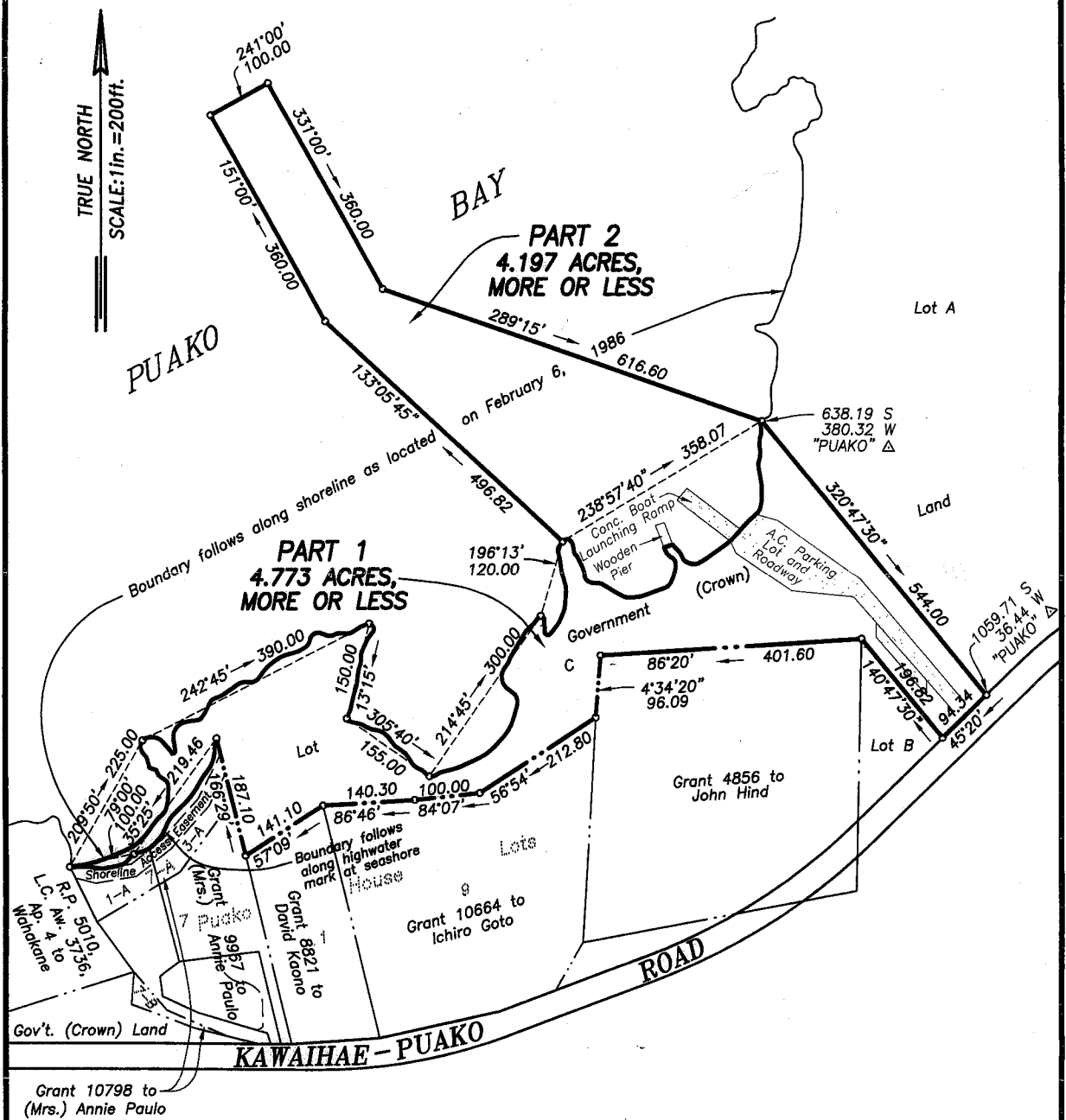


PARTIAL 101  
Hawaii / National Map - 101

By: L.K.H. July 1955 Revised Oct 1950, JR  
Source: Taxation Maps Bureau  
Dwg No: 2478

LALAMLO, S. KOHALA, HAWAII

EXHIBIT A



## PUAKO BOAT LAUNCHING RAMP SITE PARTS 1 AND 2

Lalamilo, Waimea, South Kohala, Island of Hawaii, Hawaii

Scale : 1 inch = 200 feet

JOB H-117(06)

C. BK.

TAX MAP: 6-9-01: Seaward of 1  
6-9-01: Por. 1  
6-9-02: 20

C.S.F. NO. 24,235

SURVEY DIVISION  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
STATE OF HAWAII

JGL April 21, 2006

# EXHIBIT B



STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
DIVISION OF LAND MANAGEMENT  
P. O. BOX 621  
HONOLULU, HAWAII 96809

AQUACULTURE DEVELOPMENT  
PROGRAM  
AQUATIC RESOURCES  
CONSERVATION AND  
ENVIRONMENTAL AFFAIRS  
CONSERVATION AND  
RESOURCES ENFORCEMENT  
CONVEYANCES  
FORESTRY AND WILDLIFE  
LAND MANAGEMENT  
STATE PARKS  
WATER AND LAND DEVELOPMENT

October 27, 1989

Board of Land and  
Natural  
Honolulu, HI 96813

Gentlemen:

HAWAII

Subject: Department of Transportation Request for Governor's  
Executive Order to Set Aside Government Lands at  
Puako Bay, South Kohala, Hawaii, Being the Puako Boat  
Launching Ramp - Tax Map Keys: 3rd/6-9-01: Por. 01 and  
6-9-02:20

The Department of Transportation, Harbors Division, has requested a Governor's Executive Order to set aside Government lands at Puako Bay, South Kohala, Hawaii for the Puako Boat Launching Ramp. Pending the issuance of the Executive Order, the Harbors Division has also requested an immediate right-of-entry for maintenance and enforcement.

A review of our files indicates that the Board of Land and Natural Resources granted the Department of Transportation two construction rights-of-entry. First, at its meeting of November 18, 1966 under Agenda Item F-3, the Board granted a construction right-of-entry over State land at Puako for the construction of the Puako Boat Launching Ramp. Secondly, at its meeting of August 27, 1976, under Agenda Item F-6, the Board granted a construction right-of-entry over State land at Puako for the construction of an additional trailer parking area and the striping of parking stalls.

Further review of our files indicates that action on the set-aside was delayed because of problems with maps and description, boundaries and the subdivision approval. Finally on July 28, 1988, subdivision approval was granted by the Planning Department, County of Hawaii--a subdivision map with the metes and bounds description is attached to the basic file.

Still further, the Board of Land and Natural Resources at its meeting of February 12, 1988, under Agenda Item H-3, approved CDUA-HA-2085, permitting a subdivision of State-owned submerged lands together with the construction of a new loading dock off-shore at the Puako Boat Ramp, Puako, South Kohala, Hawaii.

— The Puako Boat Launching Ramp Site includes the boat launching ramp, paved trailer parking area, paved entryway, a portion of the unencumbered shoreline and a portion of the submerged lands at Puako Bay.

*as amended*  
APPROVED BY THE BOARD OF  
LAND AND NATURAL RESOURCES  
AT ITS MEETING HELD ON

10/27/1989

ITEM F-4

EXHIBIT C

RECOMMENDATION:

That the Board:

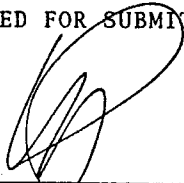
- A. Approve of and recommend to the Governor the issuance of an Executive Order setting aside approximately 4.773 acres of Government land described as the Puako Boat Launching Ramp at Puako Bay, South Kohala, Hawaii and place it under the control and management of the Department of Transportation, Harbors Division, subject to the following:
  1. That the Department of Transportation shall be responsible for the preparation of the necessary maps and description and the appropriate recordation of the subdivision with the Bureau of Conveyances;
  2. That the approval is subject to Legislative disapproval, ~~of submerged lands in accordance with Section 171-53, Hawaii Revised Statutes,~~
  3. Such other terms and conditions as may be prescribed by the Chairperson.
- B. Grant an immediate right-of-entry to the Department of Transportation, Harbors Division, for maintenance and enforcement subject to terms and conditions as may be prescribed by the Chairperson.

Respectfully submitted,

  
MIKE K. SHIMABUKURO

Land Management Administrator

APPROVED FOR SUBMITTAL:



WILLIAM W. PATY, Chairperson